

IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF WISCONSIN

TASCHA CIGAN,
o/b/o J.F.P.,

Plaintiff,

v.

MARTIN O'MALLEY,
Commissioner of Social Security,
Defendant.

Case No. 3:24-cv-00145

TASCHA CIGAN,
o/b/o T.L.P.,

Plaintiff,

v.

MARTIN O'MALLEY,
Commissioner of Social Security,
Defendant.

Case No. 3:24-cv-00147

TASCHA CIGAN,
o/b/o W.C.P.,

Plaintiff,

v.

MARTIN O'MALLEY,
Commissioner of Social Security,
Defendant.

Case No. 3:24-cv-00148

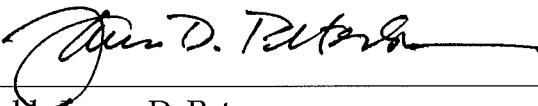
ORDER ON THE PARTIES' JOINT MOTION FOR REMAND FOR FURTHER
PROCEEDINGS PURSUANT TO SENTENCE FOUR OF 42 U.S.C. § 405(g)

Pursuant to the parties' joint motion to remand this action, this Court now, upon substantive review, hereby enters an order under sentence four of 42 U.S.C. § 405(g) reversing the Commissioner's decision with a remand of the cause to the Commissioner

according to the following terms. See *Shalala v. Schaefer*, 509 U.S. 292, 296 (1993); *Melkonyan v. Sullivan*, 501 U.S. 89, 97-98 (1991).

On remand, an Administrative Law Judge (ALJ) will offer Plaintiff the opportunity for a hearing and issue a new decision. The ALJ will reevaluate and articulate whether the claimants' Indian Gaming Regulatory Act trust accounts, both as written at the time of the claimants' application and as amended in August 2023, were resources under the applicable provisions of the Program Operations Manual System (POMS) through the date of the new decision.

SO ORDERED this 29TH day of OCTOBER, 2024.



Honorable James D. Peterson
United States District Court Judge